IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRI. APPLICATION NO. 4212 OF 2004

Mrs. Suman K. Matta & Anr. ..Applicants.

V/s.

The State of Maharashtra .. Respondent.

Mr. A.P. Mundargi with S.R.Mithare for Applicants.
Mr. V.B.Konde Deshmukh, APP for Respondent.

CORAM : A.M.KHANWILKAR, J.
DATED : 06.10.2004

PC :-

. Heard the learned counsel for the parties. Perused the record.

. The case against the present Applicants essentially is that they have accepted part of the amount for relinquishing their tenancy rights in the suit premises. That by itself may not be sufficient to take a view that the applicants were party to the larger conspiracy hatched by Rajesh Singh, Mohd. Shafiq, both partners and one Aliasis Pareira on the other hand, to cheat the complainant. Besides, the Applicants can always be available for interrogation as and when required. In the facts and circumstances of the present case, I am inclined to enlarge the applicants on anticipatory bail on certain conditions

as under :-

Applicants are granted anticipatory bail in connection with C.R.No.353/2004, registered with Vakola Police Station, Mumbai on executing personal bond in the sum of Rs. 1,00,000/- (Rupees One lakh only) each with two local sureties in the like amount, respectively.

The Applicants shall not leave the jurisdiction of Oshiwara Police Station without prior intimation to the Investigating Officer of Vakola Police Station.

Applicant shall surrender their pass-ports with the investigating officer, immediately.

The Applicant shall comply with all the conditions under Section 438 (2), as applicable to the State of Maharashtra.

Having regard to the nature of duties of the applicants, in case they are required to leave India to attend their duties, it will be open to them to apply to this court for appropriate reliefs.

. Order accordingly.

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